

06-30-00

A

Anticipated Classification of this Application: Class \_\_\_\_\_ Subclass \_\_\_\_\_

Prior Application: Examiner \_\_\_\_\_ Group Art Unit \_\_\_\_\_

Attorney's Docket No. 45185-CA/JPW/SHS

HONORABLE ASSISTANT COMMISSIONER FOR PATENTS Washington, D.C. 20231

June 29, 2000

10714 U.S. PTO 09/607179 06/29/00

06/29/00 PTO

I R:

This is a request for filing a X CONTINUATION        DIVISIONAL        CONTINUATION-IN-PART application under X 37 C.F.R. §1.53(b)        37 C.F.R. §1.53(d), of pending prior application Serial No. 08/793,624 filed on February 18, 1997 of Yuan Chang and Patrick S. Moore for        Inventor(s)

UNIQUE ASSOCIATED KAPOSI'S SARCOMA VIRUS SEQUENCES AND USES THEREOF  
Title of Invention

- X Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.
- A verified statement to establish small entity status under 37 C.F.R. §1.9 and 1.27        is enclosed. X was filed in the prior application and such status is still proper and desired (37 C.F.R. §1.28(a)).
- X The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

|                                      | NUMBER FILED | = | NUMBER EXTRA* | X | RATE         |              | FEE          |              |
|--------------------------------------|--------------|---|---------------|---|--------------|--------------|--------------|--------------|
|                                      |              |   |               |   | SMALL ENTITY | OTHER ENTITY | SMALL ENTITY | OTHER ENTITY |
| Total Claims                         | 7 - 20       | = | 0             | X | \$9          | \$18         | = \$ 0       | \$ 0         |
| Independent Claims                   | 1 - 3        | = | 0             | X | \$39         | \$78         | = \$ 0       | \$ 0         |
| Multiple Dependent Claims Presented: |              |   |               |   | \$130        | \$260        | = \$ 0       | \$ 0         |
|                                      |              |   |               |   | BASIC FEE    |              | \$ 345       | \$ 690       |
|                                      |              |   |               |   | TOTAL FEE    |              | \$ 0         | \$ 690       |

\*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

<sup>1</sup> Filing an application pursuant to this section expressly abandons the parent application.

09507179-062900

4.  X  The Commissioner is hereby authorized to charge payment of the following fees associated with this application or credit any overpayment to Deposit Account No. 03-3125.
- X  Any additional filing fees required under 37 C.F.R. §1.16.
- X  Any patent application processing fees under 37 C.F.R. §1.17.
- The issue fees set forth in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).
5.  X  Three copies of this sheet are enclosed.
6.  X  A check in the amount of  \$690.00  is enclosed.
7.   Cancel claims  .
8.   Amend the specification by inserting before the first line of the sentence: --This is a   continuation   division of application Serial No.  , filed  ---
9.     Sheet(s) of   informal   formal drawing(s) is/ are enclosed.
10.   Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
11.   Priority of application No.   filed on   in   (country) is claimed under 37 U.S.C. §119.
- The certified copy of the priority application has been filed in prior application Serial No.  , filed  .
12.  X  The prior application is assigned of record to  The Trustees of Columbia University in the City of New York
13.  X  A preliminary amendment is enclosed.
14.  X  The power of attorney in the prior application is to:

John P. White (Reg. No. 28,678); Thomas F. Moran (Reg. No. 16,579); Norman H. Zivin (Reg. No. 25,385); Ivan S. Kavrukov (Reg. No. 25,161); Christopher C. Dunham (Reg. No. 22,031); Thomas G. Carulli (Reg. No. 30,616); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Richard S. Milner (Reg. No. 33,970); Albert Wai-Kit Chan (Reg. No. 36,479); Mary Anne P. Tanner (Reg. No. 40,197); and Mary Catherine DiNunzio (Reg. No. 37,306)

0065076276950

- (a)  The power appears in the original papers in the prior application.
- (b)  Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c)  Address all future communications to:  
(May only be completed by applicant, or attorney or agent of record.)

John P. White  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036

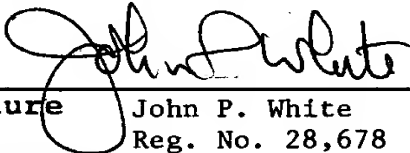
15.  Also enclosed Express Mail Certificate of Mailing No.  
EM 262 551 247 US dated June 29, 2000

16.  I hereby verify that the attached papers are a true copy of prior application Serial No. \_\_\_\_\_ as originally filed on \_\_\_\_\_.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

June 29, 2000

Date

  
Signature John P. White  
Reg. No. 28,678

- INVENTOR(S)
- ASSIGNEE OF COMPLETE INTEREST
- ATTORNEY OR AGENT OF RECORD
- FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

jc714 U.S. PTO  
09/607179  
06/29/00

Applicants: Yuan Chang, et al.  
Serial No.: Not Yet Known (continuation of U.S. Serial No. 08/793,624, filed February 18, 1997)  
Filed : June 29, 2000  
For : UNIQUE ASSOCIATED KAPOSI'S SARCOMA VIRUS SEQUENCES AND USES THEREOF

1185 Avenue of the Americas  
New York, New York 10036  
June 29, 2000

Assistant Commissioner for Patents  
Washington, D.C. 20231  
ATTN: Box Patent Applications

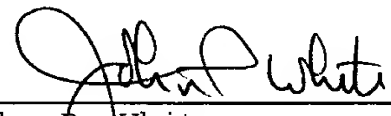
SIR:

**EXPRESS MAIL CERTIFICATE OF MAILING FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: EM 262 551 247 US  
Date of Deposit: June 29, 2000  
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box Patent Applications, Washington, D.C. 20231.

  
Printed Name: John P. White BCOA

Respectfully submitted,

  
John P. White  
Registration No. 28,678  
Attorney for Applicant(s)  
Cooper & Dunham, LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400